



**US Army Corps
of Engineers**
Louisville District ®

Public Notice

Public Notice No.
LRL-2017-00249-gjd

Open Date:
28 Apr 2017

Close Date:
30 May 2017

Please address all comments and inquiries to:

U.S. Army Corps of Engineers, Louisville District
ATTN: Mr. George J. DeLancey, CELRL-RD-MCE
6855 State Road 66
Newburgh, IN 47630
Email: lrl.regulatorypubliccomment@usace.army.mil

Phone: 812-842-2807

This notice announces an application submitted for a Department of the Army (DA) permit, subject to Section 10 of the Rivers and Harbors Act of 1899.

APPLICANT: Three Rivers Boat and Barge, Inc.
133 Rose Drive
Ledbetter, Kentucky 42058

LOCATION: Ohio River Mile 929-929.6, left descending bank,
Livingston County, Kentucky.
Latitude: 37-03-17
Longitude: -87-30-22
7.5 Minute Quad: Paducah East

PURPOSE: To operate a barge repair and construction/launch
facility, and fleeting.

DESCRIPTION OF WORK: This Public Notice announces a proposal to expand and modify an existing operation, previously authorized under DA permit LRL-2011-00701-gjd. Permit LRL-2011-00701-gjd authorized the applicant to operate a barge construction/launch facility, barge repair facility, and fleeting. Specifically, that authorization permitted the operation of two fleets, each 1 long by 4 wide, with a maximum riverward projection of 350' from the bank at Normal Pool, 302, Ohio River Datum (ORD). The fleets are permitted to be anchored by three in bank deadman. These fleets are utilized as staging of barges to be repaired at this facility, as well as for fleeting of empty and loaded barges to meet the needs of other facilities in the area.

Department of the Army permit LRL-2011-00701-gjd also authorized an in river barge repair facility. This facility included the permanent mooring of (1) 250' x 50' and (1) 195' x 35' permanently moored deck barges, as well as an in river dry dock measuring 140' x 70'. The deck barges are moored utilizing three deadman shore anchorages and 1 1/8" steel cables. Upland access to the repair facility is provided via a 50' x 12' concrete ramp.

To facilitate the launching of new barges from the barge construction portion of the facility, DA permit LRL-2011-00701-gjd allowed for the construction of a 100' x 90' launch ramp that extends from a top

elevation on the river bank of 336' to approximately 307' at the river's edge. The ramp is constructed of earthen material and crushed rock. Constructed barges are moved from the final construction pad and pushed over the bank onto the launch ramp. During launching of new barges the permittee must follow specified launch procedures. Once a barge is ready to launch, a shift boat is to be dispatched and placed in a standby position to retrieve the launched barge. Visual observations are to be made for boat traffic in the area and a V.H.F. radio check completed for approaching vessels. Vessels are to be launched only when visibility is good and during daylight hours. Once the barge is in the water, the shift boat immediately faces up to the barge and moves it to the in river facility for inspection.

Recent inspections of the facility determined that the permittee has modified the facility without proper DA authorization and was non-compliant with the existing approved configuration during those inspections. The permittee has since brought the site back into compliance, and now is requesting DA authorization to expand and modify the existing operations.

The applicant is requesting to modify the repair fleet. The proposed repair fleet would include a 1x5 string of deck barges to serve as work and staging platforms for personnel, equipment and supplies. The proposed barges from upstream to downstream would be 260' x 50', 250' x 50', 260' x 54', 265' x 44', and 280' x 50'. Three dry docks would be moored to the riverward side of the deck barges. The dry docks would be 180 x 70', 160 x 80', and 180' x 50' in size and attached to the first, second and fifth deck barges, respectively. The applicant proposes to utilize an 80' x 20' ramp barge and 40' x 15' ramp to provide vehicular access to the repair fleet. Tows would be moored on the landward side of the repair facility when not in use. The repair fleet would be anchored by spuds located on the first, second, and fifth deck barges. The maximum riverward projection of the repair fleet would be 247' at normal pool, 302' ORD.

Downstream of the repair fleet, the permittee is proposing to expand fleet in the area of the approved two 1x4 strings. The permittee request to remove the existing configuration and replace it with a fleet that is 7 wide by 5 long. The fleet would be anchored to 3 in bank deadman. Maximum riverward projection of the fleet would be 405' at normal pool, 302' ORD.

Upstream of the repair fleet, the applicant proposes to construct a new fleet. The fleet would include two permanently spudded barges included with a fleet arranged 8 wide by 2 long. The maximum riverward projection of this fleet at normal pool, 302' ORD, would be 400'.

The fleets would moor barges to be repaired as well as barges from other customers in need of fleeting space.

REVIEW PROCEDURES: A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied. A DA permit, if otherwise warranted, will not be issued until a State of Kentucky Water Quality Certification or waiver is on file at this office. In order to comply with Section 401 of the Clean Water Act, the applicant, by this notice, hereby applies for State certification from the Kentucky Natural Resources and Environmental Protection Cabinet Division of Water (KDOW).

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest which might be damaged by issuance of the DA Permit.

The National Register of Historic Places has been examined, and it has been determined that there are no properties currently listed on the Register which would be directly affected by the proposed work. The site has been surveyed for cultural resources and coordination with the Kentucky State Historic Preservation Office is on-going. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archaeological, scientific, pre historical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515).

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines (40 CFR

Part 230) promulgated by the Administrator, United States Environmental Protection Agency, under authority of Section 404(b) of the CWA.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections which are received during this period will be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. Drawings are available on Louisville District's Internet site at <http://www.lrl.usace.army.mil/Missions/Regulatory.aspx> under "Obtain a Permit".

If you desire to submit your comments by email, you must comply with the following:

a) In the subject line of your email, type in ONLY the Public Notice ID No. LRL-2017-00249-gjd.

Example:

Subject: LRL-2017-00249-gjd

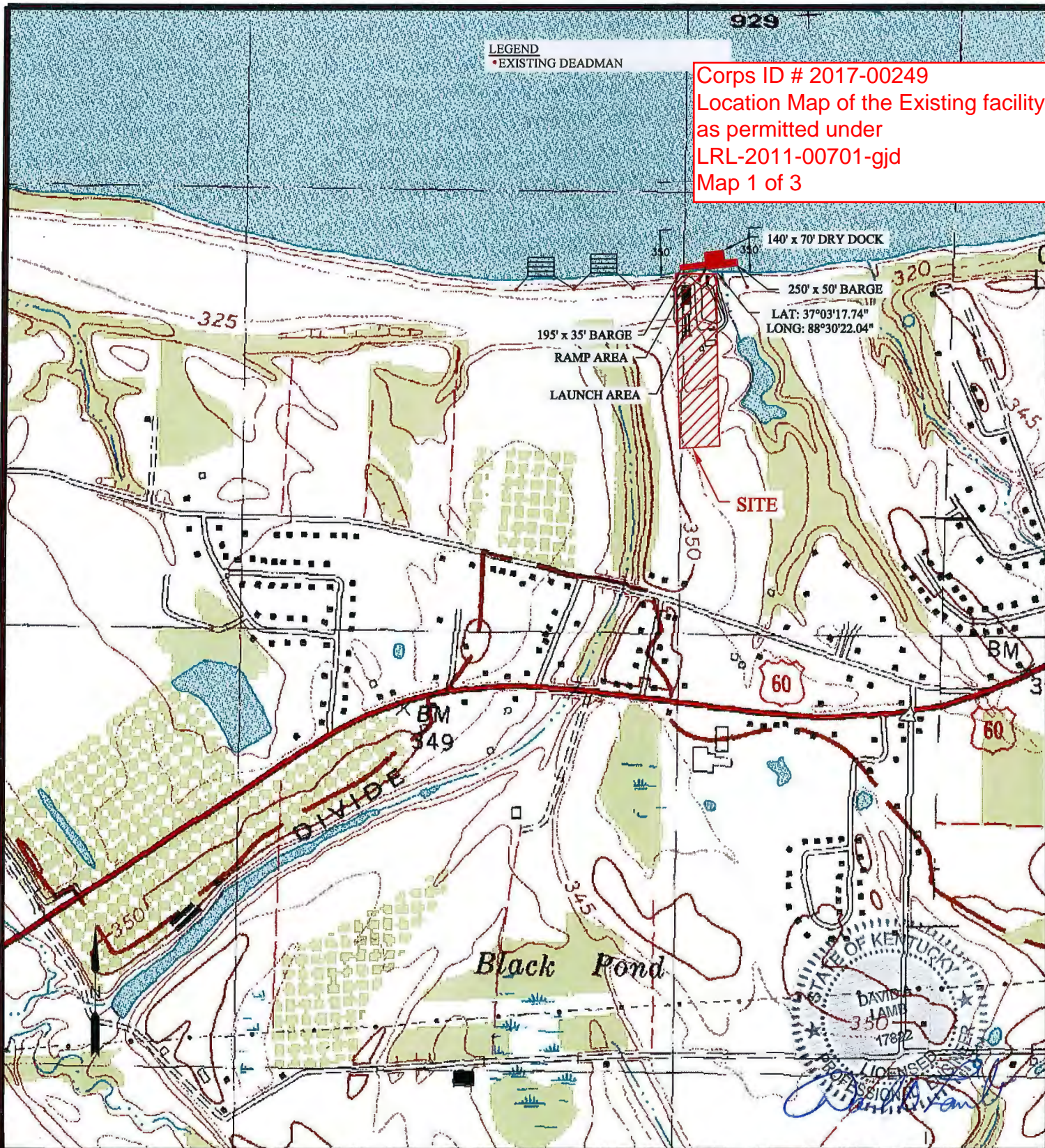
b) Provide your physical mailing address and telephone number.

c) Send your email to: lrl.regulatorypubliccomment@usace.army.mil.

d) If you are sending attachments greater than 1 Mb in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.

LEGEND
 • EXISTING DEADMAN

Corps ID # 2017-00249
 Location Map of the Existing facility
 as permitted under
 LRL-2011-00701-gjd
 Map 1 of 3



2740 North Main St., Madisonville, KY 42431
 Phone: (270) 821-7732 Fax: (270) 821-7789
www.associatedengineers.com

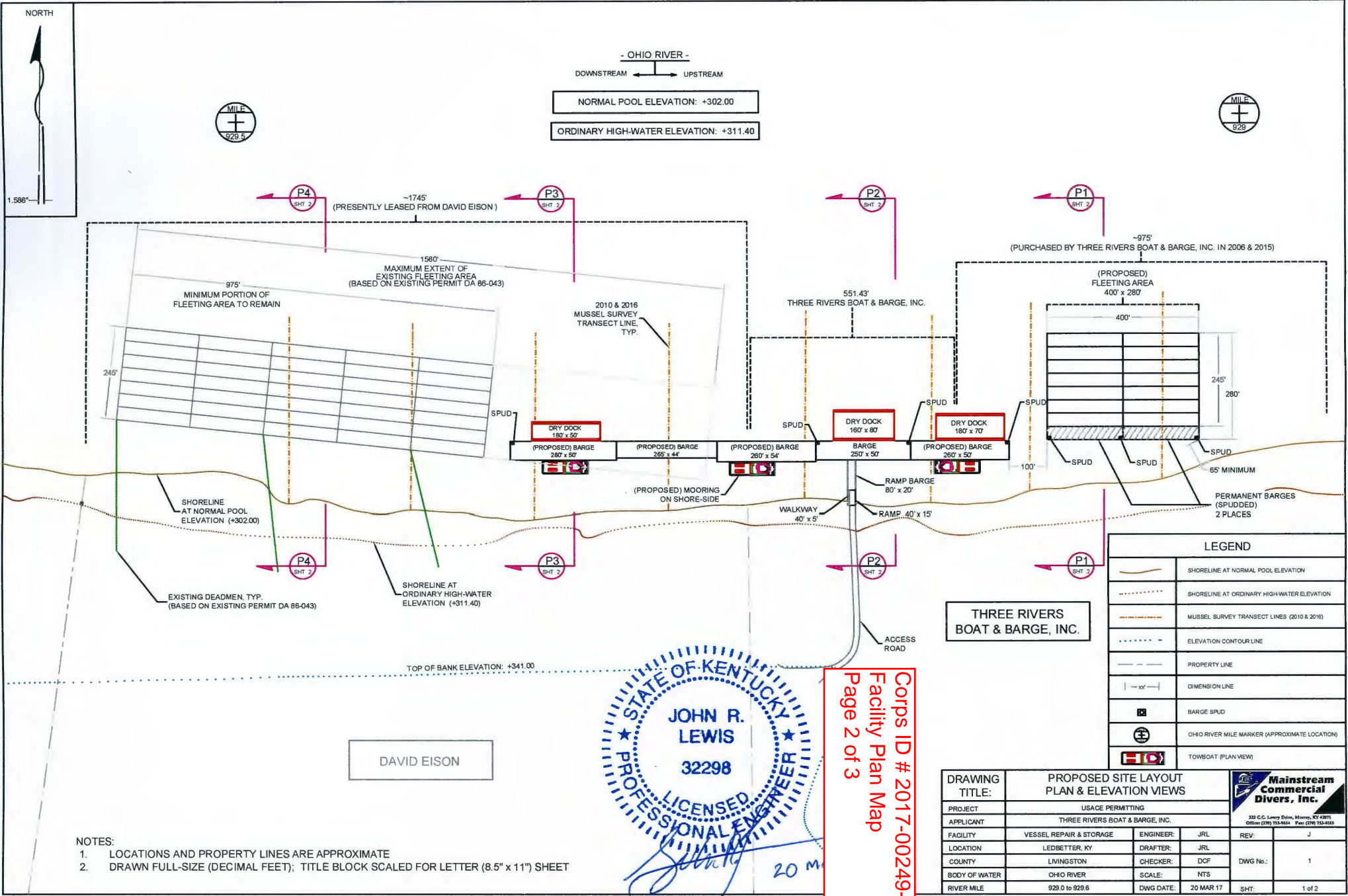
THREE RIVERS BOAT & BARGE INC.
 Repair Facility & New Construction
 Launch Area

LOCATION MAP

SITE IS LOCATED AT MILE 929.05 ON
 THE OHIO RIVER ON THE LEFT BANK IN
 LIVINGSTON COUNTY, KY.

REVISIONS

AEI JOB #	09-0429
DATE:	1/25/10
SCALE:	1" = 1000'
DRAWN BY:	A. JOHNSON
CHECKED BY:	D. LAMB

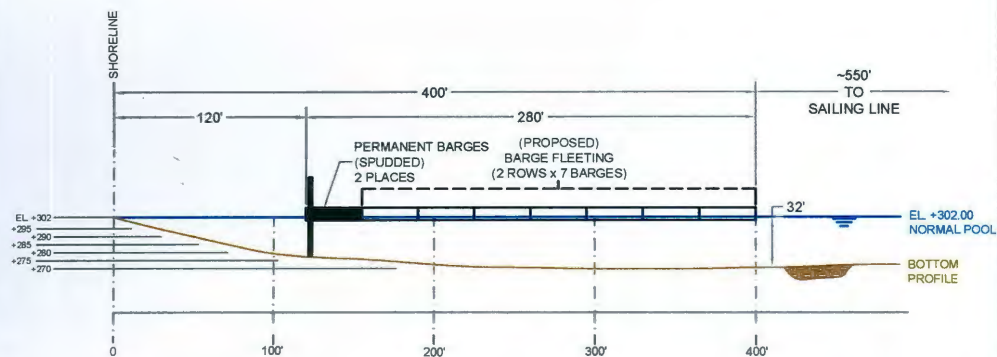


STATE OF KENTUCKY
JOHN R. LEWIS
32298
LICENSED PROFESSIONAL ENGINEER

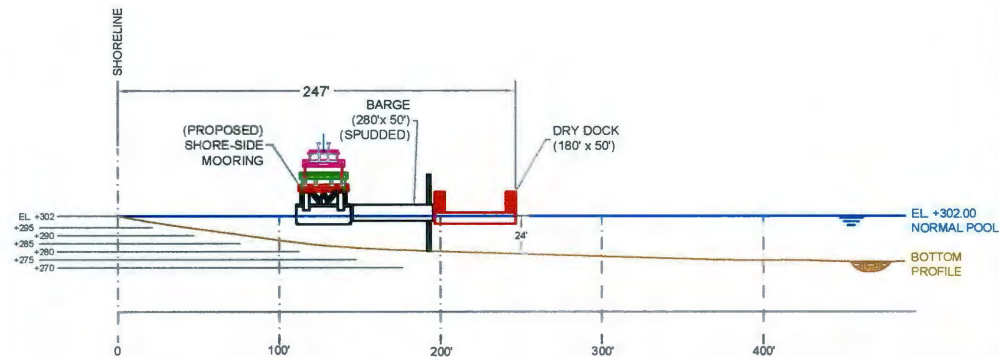
Corps ID # 2017-00249-gid
Facility Plan Map
Page 2 of 3

DRAWING		PROPOSED SITE LAYOUT PLAN & ELEVATION VIEWS			
TITLE:		USACE PERMITTING			
PROJECT:		THREE RIVERS BOAT & BARGE, INC.			
APPLICANT:		THREE RIVERS BOAT & BARGE, INC.			
FACILITY:		VESSEL REPAIR & STORAGE	ENGINEER:	JRL	REV: J
LOCATION:		LED BETTER, KY	DRAFTER:	JRL	
COUNTY:		LIVINGSTON	CHECKER:	DCF	DWG No.: 1
BODY OF WATER:		OHIO RIVER	SCALE:	NTS	
RIVER MILE:		929.0 to 929.6	DWG DATE:	20 MAR 17	SHT: 1 of 2

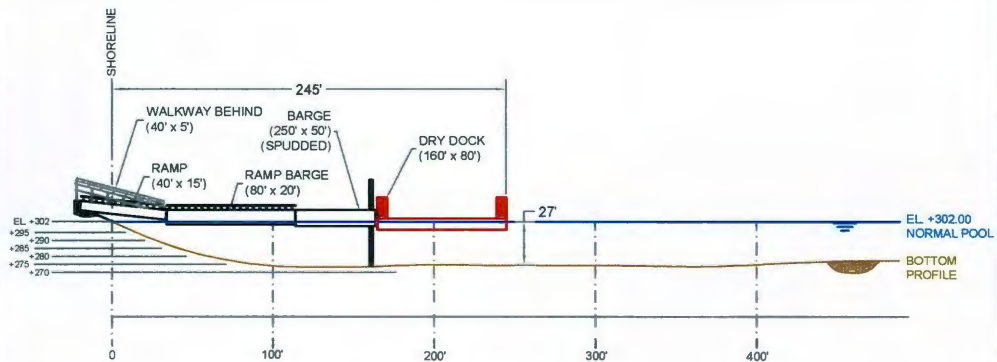
Mainstream Commercial Divers, Inc.
333 C.C. Leary Drive, Murray, KY 40361
Office: (270) 753-9654 Fax: (270) 753-4166



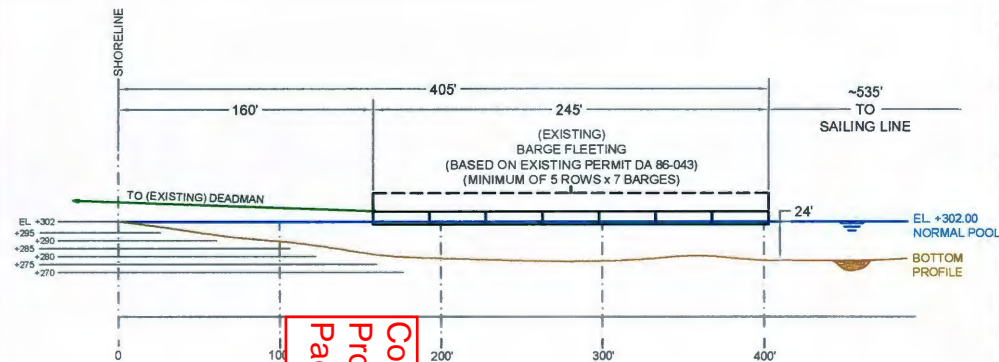
P1 PROFILE 1
N.T.S.



P3 PROFILE 3
N.T.S.



P2 PROFILE 2
N.T.S.



PROFILE 4
N.T.S.

- NOTES:
1. LOCATIONS AND PROPERTY LINES ARE APPROXIMATE
 2. DRAWN FULL-SIZE (DECIMAL FEET); TITLE BLOCK SCALED FOR LETTER (8.5" x 11") SHEET

Corps ID # 2017-00249-gjd
Profile View Map
Page 3 of 3

DRAWING TITLE: PROPOSED SITE LAYOUT PLAN & ELEVATION VIEWS					
OBJECT: USACE PERMITTING					
APPLICANT: THREE RIVERS BOAT & BARGE, INC.					
DUTY: VESSEL REPAIR & STORAGE	ENGINEER: JRL	REV: J			
LOCATION: LEDBETTER, KY	DRAFTER: JRL	DWG No.: 1			
COUNTY: LIVINGSTON	CHECKER: DCF				
TYPE OF WATER: OHIO RIVER	SCALE: NTS				
PER MILE: 929.0 to 929.6	DWG DATE: 20 MAR 17	SHT: 2 of 2			

